

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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TODD KREISLER,

Plaintiff,

Case No.: 10cv7592 (RJS)

Judge Richard J. Sullivan

-against-

SECOND AVENUE DINER CORP. d/b/a  
PLAZA DINER, and J.J.N.K. CORP.,

Defendants.

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**DECLARATION OF PAUL STAMATELATOS IN SUPPORT OF THE  
OPPOSITION TO PLAINTIFF'S MOTION FOR FEES AND COSTS**

Paul Stamatelatos, pursuant to 28 U.S.C. § 1746, declares under penalty of perjury that the following is true and correct:

1. I am a member of this Court and in good standing and I am counsel to Defendants, Second Avenue Diner Corp. d/b/a Plaza Diner (~~%Plaza Diner+~~) and J.J.N.K. Corp., and submit this Declaration upon my own personal knowledge in support of the Defendants opposition to Plaintiff's Motion for Fees and Costs.

2. I submit this Declaration to put before the Court the duration of the depositions, the Court conferences and conference had with Plaintiff's counsel.

3. I made the following entries in my file relating to the duration of the depositions, Court conferences and conference had with Plaintiff's counsel:

Court Conferences

December 17, 2010	-	30 minutes
February 4, 2011	-	30 minutes
February 18, 2011	-	50 minutes
July 25, 2011	-	35 minutes
August 8, 2011	-	40 minutes

Conference with Plaintiff's Counsel

April 9, 2011	-	40 minutes
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Depositions

June 30, 2011	-	3 hours
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4. I respectfully request that Plaintiff's Motion for Fees and Costs be denied and for such other relief as the Court deems just and proper.

Dated: November 8, 2012  
Astoria, NY

Respectfully submitted,

s/ Paul Stamatelatos  
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